

MEETING OF THE PUBLIC HEALTH COUNCIL
OF THE MASSACHUSETTS DEPARTMENT OF PUBLIC HEALTH
REVISED DOCKET: WEDNESDAY, NOVEMBER 14, 2007, 10:00 A.M.
HENRY I. BOWDITCH PUBLIC HEALTH COUNCIL ROOM, 2ND FLOOR
250 WASHINGTON STREET, BOSTON, MA

1) ROUTINE ITEM: No Floor Discussion

- a) Compliance with Massachusetts General Laws, Chapter 30A, §11A ½ - **No Vote**
- b) Request for Approval of the Record of the Public Health Council Meeting of September 12, 2007 – **(Approved)**

2) PROPOSED REGULATION: No Floor Discussion/No Vote/Information Only

Informational Briefing on Proposed Amendments to 105 CMR 130.000 (Hospital Licensure) to Require Reporting of Healthcare-Associated Infections

3) REGULATION: No Floor Discussion – Vote

Request for Final Promulgation of Amendments to 16 Regulations Regarding Final Agency Decisions in Adjudicatory Cases **(Approved with Two Votes; One to Delegate the Authority to the Commissioner [including a provision that twice a year (January and July) the Council is given a report on cases the Commissioner has reviewed or a report stating the Commissioner has not reviewed any cases for that time period]; and the Second Vote to Approve Final Promulgation of the Amendments to the 16 regulations. The Council also requested that the rationale for the reports be stated in each report, which is that the report is provided in accordance with the approval of the Public Health Council on November 14, 2007, to delegate authority to the Commissioner to review and approve tentative decisions reached by hearing officers following adjudicatory hearings. The purpose of the report is to summarize for the Council any actions taken by the Commissioner in reaching final agency decisions and to provide the Council with information relevant to any deliberations regarding its delegation decision.)**

DETERMINATION OF NEED PROGRAM:

4) CATEGORY 2 APPLICATION: Vote

Project Application No. 1-3B36 of Baystate Medical Center for construction of a seven-story building on the Hospital's main campus for expansion of the existing hospital including addition of 30 critical care beds and 18 medical/surgical beds, replacement of 78 existing beds, replacement and expansion of heart and vascular procedure areas, renovation of existing space, and construction of 295,800 GSF of shell space for future growth **(Approved)**

- Over -

5) PRESENTATION: No Vote/Information Only

**“Reinvigorating Tobacco Control in Massachusetts”, by Dr. Lois Keithly, Director,
Massachusetts Tobacco Control Program**

The Commissioner and the Public Health Council are defined by law as constituting the Department of Public Health. The Council has one regular meeting per month. These meetings are open to public attendance except when the Council meets in Executive Session. The Council's meetings are not hearings, nor do members of the public have a right to speak or address the Council. The docket will indicate whether or not floor discussions are anticipated. For purposes of fairness since the regular meeting is not a hearing and is not advertised as such, presentations from the floor may require delaying a decision until a subsequent meeting.